



Town Council Agenda Report

SUBJECT: Ordinance

CONTACT PERSON/NUMBER

Name: Mark Kutney, AICP, Development Services Director

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TITLE OF AGENDA ITEM:

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT AND CF, COMMUNITY FACILITIES DISTRICT, TO R-5, LOW MEDIUM DENSITY DWELLING DISTRICT, AND A-1, AGRICULTURAL DISTRICT TO CF, COMMUNITY FACILITIES DISTRICT, OF THE TOWN OF DAVIE CODE; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ZB 7-1-99 - Davie Builders, LLC, Petitioner / Alpha Baptist Church, Inc., George Janica, Anthony Galletta, Ralph Gross, Deborah Gross, Virginia Ann Loecher, John Loecher, Jr., and Deborah Bell, Owners - Address: 5230 Pine Island Road/Generally located between Pine Island Road and SW 82 Avenue, just north of Stirling Road.

REPORT IN BRIEF:

The petitioner is proposing to amend the existing petition which may affect the processing of second reading of this ordinance. Staff is requesting the Town Council table this item from its June 7, 2000 meeting to its June 21, 2000 meeting in order to provide staff additional time to verify the effects of the change with the Town Attorney's Office, and to provide sufficient time to amend the petition if necessary.

PREVIOUS ACTIONS:

- August 4, 1999, the Town Council approved land use plan amendment LABC (SS) 99-4A on its merits (motion carried 5-0).
- September 1, 1999, the Town Council approved petition ZB 7-1-99 on its merits (motion carried 3-2, Councilmember Paul and Councilmember Cox dissenting).
- September 1, 1999, the Town Council approved petition V 7-1-99 to reduce separation between houses of worship on its merits (motion carried 5-0).
- September 1, 1999, the Town Council approved petition V 7-2-99 to reduce the minimum lot area, lot frontage and side setbacks within the R-5 zoning district on its merits (motion carried 5-0).
- September 15, 1999, Town Council approved first reading of the ordinance for petition ZB 7-1-99 (motion carried 5-0).
- October 6, 1999, the Town Council deferred consideration of second reading of the ordinance for petition ZB 7-1-99 to its December 15, 2000 meeting (motion carried 5-0).
- December 15, 1999, the Town Council deferred consideration of second reading of petition ZB 7-1-99 to its January 19, 2000 meeting (motion carried 5-0).

- January 14, 2000, The Broward County Planning Council denied the petitioner request for use of the Broward County residential reserve units.
- January 19, 2000, the Town Council deferred consideration of second reading of petition ZB 7-1-99 to its March 15, 2000 meeting (motion carried 5-0).
- February 2, 2000, the petitioner withdrew land use plan amendment application LABC (SS) 99-4A.
- March 15, 2000, the Town Council deferred consideration of second reading of petition ZB 7-1-99 to its April 5, 2000 meeting (motion carried 5-0).
- April 5, 2000, the Town Council deferred consideration of second reading of petition ZB 7-1-99 to its June 7, 2000 meeting (motion carried 5-0).
- May 17, 2000, the Town Council approved rezoning petition ZB 4-1-00, from A-1 to CF, on its merits (motion carried 5-0).

CONCURRENCES:

- August 11, 1999, The Planning and Zoning Board recommended approval of petition ZB 7-1-99, subject to a voluntarily amended application to 1) limit 50% of the total number of units to 3 bedrooms or less, 2) request 18 reserve units subject to the restrictive covenant limiting the property to 81 dwelling units, and 3) the approval of variance V 7-2-99 (motion carried 3-1, Mr. Greb dissenting, Mr. Kuvlin absent).

FISCAL IMPACT: None.

RECOMMENDATION(S): Motion to table to June 21, 2000.

Attachment(s): None.